

ESTTA Tracking number: **ESTTA489480**

Filing date: **08/16/2012**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Notice of Opposition

Notice is hereby given that the following party opposes registration of the indicated application.

Opposer Information

Name	Sealy Technology LLC
Granted to Date of previous extension	08/22/2012
Address	One Office Parkway Trinity, NC 27370 UNITED STATES
Attorney information	Randel S. Springer Womble Carlyle Sandridge & Rice, LLP One West Fourth Street Winston-Salem, NC 27101 UNITED STATES trademarkswinston@wcsr.com, rspringer@wcsr.com, totey@wcsr.com, tsharpe@wcsr.com

Applicant Information

Application No	85462745	Publication date	04/24/2012
Opposition Filing Date	08/16/2012	Opposition Period Ends	08/22/2012
Applicant	Holte, Debra L. 191 University Blvd. Suite 809 Denver, CO 80206 UNITED STATES		

Goods/Services Affected by Opposition

Class 020. First Use: 1993/01/01 First Use In Commerce: 1995/01/01
All goods and services in the class are opposed, namely: Dog beds

Grounds for Opposition

Priority and likelihood of confusion	Trademark Act section 2(d)
Dilution	Trademark Act section 43(c)

Marks Cited by Opposer as Basis for Opposition

U.S. Registration No.	619058	Application Date	03/29/1954
Registration Date	01/10/1956	Foreign Priority Date	NONE
Word Mark	POSTUREPEDIC		

Design Mark	Posturepedic
Description of Mark	NONE
Goods/Services	Class U032 (International Class 020). First use: First Use: 1950/06/01 First Use In Commerce: 1950/06/01 MATTRESSES AND BOX SPRINGS

U.S. Registration No.	688300	Application Date	01/30/1957
Registration Date	11/17/1959	Foreign Priority Date	NONE
Word Mark	BABY POSTUREPEDIC		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class U032 (International Class 020). First use: First Use: 1952/08/00 First Use In Commerce: 1952/08/00 MATTRESSES AND BOX SPRINGS		

U.S. Registration No.	1554714	Application Date	08/26/1988
Registration Date	09/05/1989	Foreign Priority Date	NONE
Word Mark	POSTUREPEDIC ELITE		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 020. First use: First Use: 1983/06/00 First Use In Commerce: 1983/06/00 MATTRESSES AND BOX SPRINGS		

U.S. Registration No.	1907862	Application Date	12/10/1993
Registration Date	07/25/1995	Foreign Priority Date	NONE
Word Mark	POSTUREPEDIC SUPPORT ONLY FROM SEALY		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 020. First use: First Use: 1993/06/00 First Use In Commerce: 1993/06/00 mattresses and box springs		


U.S. Registration No.	2272967	Application Date	10/07/1997
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Registration Date	08/24/1999	Foreign Priority Date	NONE
Word Mark	SEALY POSTUREPEDIC		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 020. First use: First Use: 1998/01/00 First Use In Commerce: 1998/01/00 Pillows Class 024. First use: First Use: 1998/01/00 First Use In Commerce: 1998/01/00 Comforters, feather beds, and mattress pads		

U.S. Registration No.	2272969	Application Date	10/07/1997
Registration Date	08/24/1999	Foreign Priority Date	NONE
Word Mark	POSTUREPEDIC		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 020. First use: First Use: 1998/01/00 First Use In Commerce: 1998/01/00 Pillows Class 024. First use: First Use: 1998/01/00 First Use In Commerce: 1998/01/00 Comforters, feather beds, and mattress pads		

U.S. Registration No.	2357623	Application Date	08/10/1999
Registration Date	06/13/2000	Foreign Priority Date	NONE
Word Mark	MY FIRST POSTUREPEDIC		
Design Mark	<p style="text-align: center;">MY FIRST POSTUREPEDIC</p>		
Description of Mark	NONE		
Goods/Services	Class 020. First use: First Use: 1998/10/00 First Use In Commerce: 1998/10/00 Mattresses and box springs		

U.S. Registration No.	2647002	Application Date	04/16/2001
Registration Date	11/05/2002	Foreign Priority Date	NONE
Word Mark	SEALY POSTUREPEDIC ADVANTAGE		
Design Mark	<p style="text-align: center;">SEALY POSTUREPEDIC ADVANTAGE</p>		
Description of Mark	NONE		

Goods/Services	Class 020. First use: First Use: 2001/04/00 First Use In Commerce: 2001/04/00 Mattresses and boxsprings		
U.S. Registration No.	3295118	Application Date	09/22/2005
Registration Date	09/18/2007	Foreign Priority Date	NONE
Word Mark	POSTUREPEDIC		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 020. First use: First Use: 2005/12/21 First Use In Commerce: 2005/12/21 Bed frames		

Attachments	71663524#TMSN.gif (1 page)(bytes) 75772619#TMSN.gif (1 page)(bytes) 76241295#TMSN.gif (1 page)(bytes) 78718051#TMSN.jpeg (1 page)(bytes) Notice of Opposition.pdf (35 pages)(2344098 bytes)
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Certificate of Service

The undersigned hereby certifies that a copy of this paper has been served upon all parties, at their address record by First Class Mail on this date.

Signature	/Randy Springer/
Name	Randel S. Springer
Date	08/16/2012

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

**In the Matter of Application Serial No. 85/462,745
Published for Opposition on April 24, 2012
Mark: PAWS-TURPEDIC**

SEALY TECHNOLOGY LLC,

Opposer,

v.

DEBRA L. HOLTE,

Applicant.

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Opposition No. _____

NOTICE OF OPPOSITION

Opposer Sealy Technology LLC, a North Carolina limited liability company having its principal place of business at One Office Parkway, Trinity, North Carolina (“Opposer”), believes it will be damaged by the registration of the mark that is the subject of U.S. App. Ser. No. 85/462,745 (the “PAWS-TURPEDIC mark”), published in the Official Gazette on April 24, 2012, for “Dog beds” in International Class 20, and hereby opposes same. As grounds for the opposition, it is alleged that:

1. Opposer is now, and its predecessors in interest and licensees have been, engaged in the manufacture, distribution, and sale of mattresses, pillows, and other related products.
2. For many years, and long prior to Applicant’s filing date, Opposer, Opposer’s predecessors in interest, and Opposer’s licensees have used the inherently distinctive mark POSTUREPEDIC in interstate commerce throughout the United States in connection with the sale of mattresses, pillows, and other related products.

3. In addition to the POSTUREPEDIC trademark, Opposer, Opposer's predecessors in interest, and Opposer's licensees have, for many years, and prior to Applicant's filing date, used other inherently distinctive marks which contain the component "POSTUREPEDIC" in interstate commerce in connection with the sale of mattresses, pillows, and other related products, thereby developing a family of "POSTUREPEDIC" marks (hereinafter collectively referred to as the "POSTUREPEDIC Marks").

4. Ever since the adoption and use of the POSTUREPEDIC Marks as aforesaid, Opposer, Opposer's predecessors in interest, and Opposer's licensees have widely and extensively advertised and sold goods bearing said POSTUREPEDIC Marks. As a consequence of same, the consuming public and trade have come to recognize and do recognize the POSTUREPEDIC Marks as being used by Opposer or by a single source, and to associate and identify said marks with Opposer or with a single source, and Opposer derives substantial goodwill and value from the aforesaid identification by the consuming public and trade.

5. Opposer is the owner of the following federal registrations for the POSTUREPEDIC Marks:

Mark	Registration Number	Date of Registration	Goods/Services
POSTUREPEDIC	619,058	1/10/56	Mattresses and box springs
BABY POSTUREPEDIC	688,300	11/17/59	Mattresses and box springs
POSTUREPEDIC ELITE	1,554,714	9/5/89	Mattresses and box springs
POSTUREPEDIC SUPPORT ONLY FROM SEALY	1,907,862	7/25/95	Mattresses and box springs
SEALY POSTUREPEDIC	2,272,967	8/24/99	Pillows, comforters, feather beds and mattress pads
POSTUREPEDIC	2,272,969	8/24/99	Pillows, comforters, feather beds and mattress pads
MY FIRST POSTUREPEDIC	2,357,623	6/13/00	Mattresses and box springs
SEALY POSTUREPEDIC ADVANTAGE	2,647,002	11/5/02	Mattresses and box springs

Mark	Registration Number	Date of Registration	Goods/Services
POSTUREPEDIC	3,295,118	9/18/07	Bed frames

(Current printouts from the electronic database records of the USPTO showing the current status and title of these registrations are attached as Exhibit A.) The aforesaid registrations are valid and subsisting, unrevoked, and uncanceled, and Opposer is the owner of them and the marks shown thereby and all of the business and goodwill represented thereby. Registration Nos. 619,058; 688,300; 1,554,714; 1,907,862; 2,272,967; 2,272,969; 2,357,623; and 2,647,002 have become incontestable pursuant to 15 U.S.C. § 1065. In addition, Sealy is the owner of a pending trademark application, Serial No. 85/656,765, to register SEALY POSTUREPEDIC for “beds for household pets,” which has been approved for publication.

GROUND I – LIKELIHOOD OF CONFUSION

6. Opposer repeats and realleges each and every allegation above as if fully set forth herein.

7. By the application herein opposed, Applicant seeks to register the PAWS-TURPEDIC mark for “Dog beds” in International Class 20. Such goods are closely related to the goods for which Opposer has registrations and upon which it uses the POSTUREPEDIC Marks.

8. Opposer’s POSTUREPEDIC Marks and Applicant’s PAWS-TURPEDIC mark are confusingly similar in sight, sound, and commercial impression.

9. Applicant’s PAWS-TURPEDIC mark is confusingly similar to Opposer’s POSTUREPEDIC Marks and is likely to cause confusion and mistake and to deceive, with consequent injury to Opposer, the consuming public, and the trade.

10. Opposer will be damaged by the registration sought by Applicant because such registration will support and assist Applicant in the confusing and misleading use of Applicant’s

mark sought to be registered, and will give color and exclusive statutory right to Applicant in violation and derogation of prior and superior rights of Opposer.

GROUND II – DILUTION

11. Opposer repeats and realleges each and every allegation above as if fully set forth herein.

12. Opposer and its predecessors in interest have spent to date a substantial amount of money marketing, advertising and promoting the sale of mattresses, pillows, and other related products under the POSTUREPEDIC trademark, and have sold millions of dollars worth of such products. The POSTUREPEDIC trademark is extremely well known in the United States.

13. Because of the high degree of inherent and acquired distinctiveness of the POSTUREPEDIC trademark, the length of time and extent to which Opposer has used the POSTUREPEDIC trademark, the vast advertising and publicity the POSTUREPEDIC trademark has received, the nationwide trading area in which the POSTUREPEDIC trademark is used, and the high degree of consumer recognition of the POSTUREPEDIC trademark, the POSTUREPEDIC trademark is a famous trademark pursuant to 15 U.S.C. § 1125(c)(1).

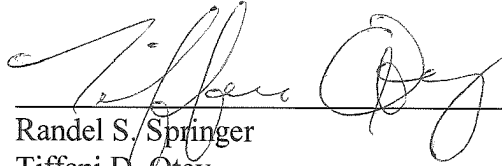
14. Applicant's PAWS-TURPEDIC mark would lessen the capacity of Opposer's famous POSTUREPEDIC trademark to identify and distinguish Opposer's goods sold thereunder and, as such, would dilute the POSTUREPEDIC trademark in violation of 15 U.S.C. § 1125(c).

15. Opposer will be damaged by the registration sought by Applicant because such registration will support and assist Applicant in diluting the distinctive quality of Opposer's famous POSTUREPEDIC trademark.

WHEREFORE, Opposer believes it will be damaged by registration of Applicant's mark and prays that registration be refused.

This 16th day of August, 2012.

Respectfully submitted,

Handwritten signatures of Randel S. Springer and Tiffani D. Otey, written in black ink over a horizontal line.

Randel S. Springer

Tiffani D. Otey

WOMBLE CARLYLE SANDRIDGE & RICE, LLP

One West Fourth Street

Winston-Salem, NC 27101

Tel: (336) 721-3747

Fax: (336) 726-6991

Attorneys for Sealy Technology LLC

CERTIFICATE OF MAILING

I do hereby certify that on August 16, 2012, I filed via electronic means (ESTTA) this
NOTICE OF OPPOSITION with the:

U.S. Patent and Trademark Office
Trademark Trial and Appeal Board
P.O. Box 1451
Alexandria, Virginia 22313-1451


Victoria Thomas Sharpe

CERTIFICATE OF SERVICE BY MAIL

I do hereby certify that on August 16, 2012, I mailed by United States mail, first class
postage prepaid, a true and correct copy of this NOTICE OF OPPOSITION to:

Debra L. Holte
191 UNIVERSITY BLVD STE 809
DENVER, CO 80206-4613


Victoria Thomas Sharpe

EXHIBIT A

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2012-08-16 15:35:24 ET

Serial Number: 71663524 Assignment Information Trademark Document Retrieval

Registration Number: 619058

Mark (words only): POSTUREPEDIC

Standard Character claim: No

Current Status: The registration has been renewed.

Date of Status: 2006-06-23

Filing Date: 1954-03-29

Transformed into a National Application: No

Registration Date: 1956-01-10

Register: Principal

Law Office Assigned: (NOT AVAILABLE)

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 40S -Scanning On Demand

Date In Location: 2009-01-26

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. SEALY TECHNOLOGY LLC

Address:

SEALY TECHNOLOGY LLC
ONE OFFICE PARKWAY
TRINITY, NC 27370
United States

Legal Entity Type: Limited Liability Company

State or Country Where Organized: North Carolina

GOODS AND/OR SERVICES

U.S. Class: 032 (International Class 020)

Class Status: Active

MATTRESSES AND BOX SPRINGS

Basis: 1(a)

First Use Date: 1950-06-01

First Use in Commerce Date: 1950-06-01

ADDITIONAL INFORMATION

Prior Registration Number(s):

569105

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2009-04-08 - Attorney Revoked And/Or Appointed

2009-04-08 - TEAS Revoke/Appoint Attorney Received

2009-01-26 - Case File In TICRS

2006-06-23 - Third renewal 10 year

2006-06-23 - Section 8 (10-year) accepted/ Section 9 granted

2006-06-23 - Assigned To Paralegal

2005-12-21 - TEAS Section 8 & 9 Received

2003-10-30 - TEAS Change Of Correspondence Received

2003-07-07 - TEAS Change Of Correspondence Received

1996-06-19 - Second renewal 10 year

1996-04-26 - Section 7 amendment issued

1996-01-11 - Section 7 amendment filed

1996-01-11 - Section 9 filed/check record for Section 8

Latest Status Info

1976-01-10 - First renewal

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Randel S. Springer

Correspondent

Randel S. Springer

Womble Carlyle Sandridge & Rice, PLLC

One West Fourth Street

Winston-Salem NC 27101

Phone Number: (336) 721-3747

Fax Number: (336) 726-6991

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2012-08-16 15:35:49 ET

Serial Number: 72023520 [Assignment Information](#) [Trademark Document Retrieval](#)

Registration Number: 688300

Mark (words only): BABY POSTUREPEDIC

Standard Character claim: No

Current Status: The registration has been renewed.

Date of Status: 2009-12-17

Filing Date: 1957-01-30

Transformed into a National Application: No

Registration Date: 1959-11-17

Register: Principal

Law Office Assigned: (NOT AVAILABLE)

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: (NOT AVAILABLE)

Date In Location: 2009-12-17

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. SEALY, INCORPORATED

Address:

SEALY, INCORPORATED
666 N. LAKE SHORE DRIVE
CHICAGO, IL
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

U.S. Class: 032 (International Class 020)
Class Status: Active
MATTRESSES AND BOX SPRINGS
Basis: 1(a)
First Use Date: 1952-08-00
First Use in Commerce Date: 1952-08-00

ADDITIONAL INFORMATION

Prior Registration Number(s):
569105
619058

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2009-12-17 - Third renewal 10 year
2009-12-17 - Section 8 (10-year) accepted/ Section 9 granted
2009-12-14 - TEAS Section 8 & 9 Received
2009-04-08 - Attorney Revoked And/Or Appointed
2009-04-08 - TEAS Revoke/Appoint Attorney Received
2008-10-16 - Case File In TICRS
2003-10-23 - TEAS Change Of Correspondence Received
2003-07-07 - TEAS Change Of Correspondence Received
2000-06-29 - Second renewal 10 year
2000-06-29 - Section 9 granted/check record for Section 8
1999-11-17 - Combined Section 8 (10-year)/Section 9 filed
1979-11-17 - First renewal

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Randel S. Springer

Correspondent

Randel S. Springer

WOMBLE CARLYLE SANDRIDGE & RICE, PLLC

ONE WEST FOURTH STREET

WINSTON-SALEM NC 27101

Phone Number: (336) 721-3747

Fax Number: (336) 726-6991

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2012-08-16 15:36:00 ET

Serial Number: 73748500 [Assignment Information](#) [Trademark Document Retrieval](#)

Registration Number: 1554714

Mark (words only): POSTUREPEDIC ELITE

Standard Character claim: No

Current Status: The registration has been renewed.

Date of Status: 2009-07-17

Filing Date: 1988-08-26

Transformed into a National Application: No

Registration Date: 1989-09-05

Register: Principal

Law Office Assigned: (NOT AVAILABLE)

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 830 -Post Registration

Date In Location: 2009-07-17

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Sealy Technology LLC

Address:

Sealy Technology LLC
One Office Parkway
Trinity, NC 27370
United States

Legal Entity Type: Limited Liability Company

State or Country Where Organized: North Carolina

GOODS AND/OR SERVICES

International Class: 020

Class Status: Active

MATTRESSES AND BOX SPRINGS

Basis: 1(a)

First Use Date: 1983-06-00

First Use in Commerce Date: 1983-06-00

ADDITIONAL INFORMATION

Prior Registration Number(s):

569105

619058

688300

726509

765885

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2009-07-17 - First renewal 10 year

2009-07-17 - Section 8 (10-year) accepted/ Section 9 granted

2009-07-17 - Assigned To Paralegal

2009-06-29 - TEAS Section 8 & 9 Received

2009-04-08 - Attorney Revoked And/Or Appointed

2009-04-08 - TEAS Revoke/Appoint Attorney Received

2008-09-09 - Case File In TICSRS

2003-10-30 - TEAS Change Of Correspondence Received

1996-04-26 - Section 8 (6-year) accepted & Section 15 acknowledged

1995-09-05 - Section 8 (6-year) and Section 15 Filed

1989-09-05 - Registered - Principal Register

1989-02-27 - Approved for Pub - Principal Register (Initial exam)

Latest Status Info

1988-12-27 - Communication received from applicant

1988-11-16 - Non-final action mailed

1988-11-02 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Randel S. Springer

Correspondent

Randel S. Springer

Womble Carlyle Sandridge & Rice, PLLC

One West Fourth Street

Winston-Salem NC 27101

Phone Number: (336) 721-3747

Fax Number: (336) 726-6991

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Serial Number: 74469225 [Assignment Information](#) [Trademark Document Retrieval](#)

Registration Number: 1907862

Mark (words only): POSTUREPEDIC SUPPORT ONLY FROM SEALY

Standard Character claim: No

Current Status: The registration has been renewed.

Date of Status: 2005-09-23

Filing Date: 1993-12-10

Transformed into a National Application: No

Registration Date: 1995-07-25

Register: Principal

Law Office Assigned: LAW OFFICE 3

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 40S -Scanning On Demand

Date In Location: 2007-06-27

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. SEALY TECHNOLOGY LLC

Address:

SEALY TECHNOLOGY LLC
ONE OFFICE PARKWAY
TRINITY, NC 27370
United States

Legal Entity Type: Limited Liability Company

State or Country Where Organized: North Carolina

GOODS AND/OR SERVICES

International Class: 020

Class Status: Active

mattresses and box springs

Basis: 1(a)

First Use Date: 1993-06-00

First Use in Commerce Date: 1993-06-00

ADDITIONAL INFORMATION

Prior Registration Number(s):

619058

677335

1189347

1733089

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2009-04-08 - Attorney Revoked And/Or Appointed

2009-04-08 - TEAS Revoke/Appoint Attorney Received

2007-06-27 - Case File In TICRS

2006-01-20 - Assigned To Paralegal

2005-09-23 - First renewal 10 year

2005-09-23 - Section 8 (10-year) accepted/ Section 9 granted

2005-07-26 - Combined Section 8 (10-year)/Section 9 filed

2005-09-15 - Assigned To Paralegal

2005-07-29 - Combined Section 8 (10-year)/Section 9 filed

2005-07-26 - TEAS Section 8 & 9 Received

2005-07-29 - PAPER RECEIVED

2003-10-30 - TEAS Change Of Correspondence Received

Latest Status Info

2001-08-25 - Section 8 (6-year) accepted & Section 15 acknowledged

2001-07-25 - Section 8 (6-year) and Section 15 Filed

1995-07-25 - Registered - Principal Register

1995-05-09 - Allowed for Registration - Principal Register (SOU accepted)

1995-05-05 - Assigned To Examiner

1995-04-28 - Statement Of Use Processing Complete

1995-03-14 - Use Amendment Filed

1994-12-27 - NOA Mailed - SOU Required From Applicant

1994-10-04 - Published for opposition

1994-09-02 - Notice of publication

1994-06-03 - Approved For Pub - Principal Register

1994-06-03 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Randel S. Springer

Correspondent

Randel S. Springer

Womble Carlyle Sandridge & Rice, PLLC

One West Fourth Street

Winston-Salem NC 27101

Phone Number: (336) 721-3747

Fax Number: (336) 726-6991

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Serial Number: 75369216 [Assignment Information](#) [Trademark Document Retrieval](#)

Registration Number: 2272967

Mark (words only): SEALY POSTUREPEDIC

Standard Character claim: No

Current Status: The registration has been renewed.

Date of Status: 2010-02-23

Filing Date: 1997-10-07

Transformed into a National Application: No

Registration Date: 1999-08-24

Register: Principal

Law Office Assigned: LAW OFFICE 108

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: (NOT AVAILABLE)

Date In Location: 2010-02-23

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Sealy Technology LLC

Address:

Sealy Technology LLC
One Office Parkway
Trinity, NC 27370
United States

Legal Entity Type: Limited Liability Company

State or Country Where Organized: North Carolina

GOODS AND/OR SERVICES

International Class: 020

Class Status: Active

Pillows

Basis: 1(a)

First Use Date: 1998-01-00

First Use in Commerce Date: 1998-01-00

International Class: 024

Class Status: Active

Comforters, feather beds, and mattress pads

Basis: 1(a)

First Use Date: 1998-01-00

First Use in Commerce Date: 1998-01-00

ADDITIONAL INFORMATION

Prior Registration Number(s):

426168
518024
569105
619058
668976
677335
688300
726509
737897
765885
1145482
1189347
1274352
1416664
1454289
1554714
1693030
1733089
1907862
1928660
1928661
1987201

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2010-02-23 - First renewal 10 year

2010-02-23 - Section 8 (10-year) accepted/ Section 9 granted

2010-02-15 - TEAS Section 8 & 9 Received

2009-04-08 - Attorney Revoked And/Or Appointed

2009-04-08 - TEAS Revoke/Appoint Attorney Received

2006-08-23 - Case File In TIGRS

2005-11-10 - Section 8 (6-year) accepted & Section 15 acknowledged

2005-11-08 - Assigned To Paralegal

2005-08-17 - Section 8 (6-year) and Section 15 Filed

2005-08-17 - TEAS Section 8 & 15 Received

2003-10-30 - TEAS Change Of Correspondence Received

2003-07-08 - TEAS Change Of Correspondence Received

1999-08-24 - Registered - Principal Register

1999-05-10 - Allowed for Registration - Principal Register (SOU accepted)

1999-05-07 - Assigned To Examiner

1999-04-30 - Statement Of Use Processing Complete

1999-03-31 - Use Amendment Filed

1998-12-15 - NOA Mailed - SOU Required From Applicant

1998-09-22 - Published for opposition

1998-08-21 - Notice of publication

1998-07-15 - Approved For Pub - Principal Register

1998-07-09 - Assigned To Examiner

1998-07-03 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Randel S. Springer

Correspondent

Randel S. Springer

WOMBLE CARLYLE SANDRIDGE & RICE, PLLC

ONE WEST FOURTH STREET

WINSTON-SALEM NC 27101

Phone Number: (336) 721-3747

Fax Number: (336) 726-6991

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Serial Number: 75369753 Assignment Information Trademark Document Retrieval

Registration Number: 2272969

Mark (words only): POSTUREPEDIC

Standard Character claim: No

Current Status: The registration has been renewed.

Date of Status: 2010-02-23

Filing Date: 1997-10-07

Transformed into a National Application: No

Registration Date: 1999-08-24

Register: Principal

Law Office Assigned: LAW OFFICE 108

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: (NOT AVAILABLE)

Date In Location: 2010-02-23

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Sealy Technology LLC

Address:

Sealy Technology LLC
One Office Parkway
Trinity, NC 27370
United States

Legal Entity Type: Limited Liability Company

State or Country Where Organized: North Carolina

GOODS AND/OR SERVICES

Latest Status Info

International Class: 020

Class Status: Active

Pillows

Basis: 1(a)

First Use Date: 1998-01-00

First Use in Commerce Date: 1998-01-00

International Class: 024

Class Status: Active

Comforters, feather beds, and mattress pads

Basis: 1(a)

First Use Date: 1998-01-00

First Use in Commerce Date: 1998-01-00

ADDITIONAL INFORMATION

Prior Registration Number(s):

569105

619058

688300

726509

765885

1554714

1907862

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2010-02-23 - First renewal 10 year

2010-02-23 - Section 8 (10-year) accepted/ Section 9 granted

2010-02-15 - TEAS Section 8 & 9 Received

2009-04-08 - Attorney Revoked And/Or Appointed

2009-04-08 - TEAS Revoke/Appoint Attorney Received

2006-08-23 - Case File In TIGRS

2005-11-10 - Section 8 (6-year) accepted & Section 15 acknowledged

Latest Status Info

2005-11-08 - Assigned To Paralegal
2005-08-17 - Section 8 (6-year) and Section 15 Filed
2005-08-17 - TEAS Section 8 & 15 Received
2003-10-30 - TEAS Change Of Correspondence Received
1999-08-24 - Registered - Principal Register
1999-05-10 - Allowed for Registration - Principal Register (SOU accepted)
1999-05-07 - Assigned To Examiner
1999-04-30 - Statement Of Use Processing Complete
1999-04-01 - Use Amendment Filed
1998-12-15 - NOA Mailed - SOU Required From Applicant
1998-09-22 - Published for opposition
1998-08-21 - Notice of publication
1998-07-15 - Approved For Pub - Principal Register
1998-07-14 - Assigned To Examiner
1998-07-09 - Assigned To Examiner
1998-07-06 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Randel S. Springer

Correspondent

Randel S. Springer
WOMBLE CARLYLE SANDRIDGE & RICE, PLLC
ONE WEST FOURTH STREET
WINSTON-SALEM NC 27101
Phone Number: (336) 721-3747
Fax Number: (336) 726-6991

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2012-08-16 15:37:13 ET

Serial Number: 75772619 Assignment Information Trademark Document Retrieval

Registration Number: 2357623

Mark (words only): MY FIRST POSTUREPEDIC

Standard Character claim: No

Current Status: The registration has been renewed.

Date of Status: 2011-01-21

Filing Date: 1999-08-10

Transformed into a National Application: No

Registration Date: 2000-06-13

Register: Principal

Law Office Assigned: LAW OFFICE 103

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: (NOT AVAILABLE)

Date In Location: 2011-01-21

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. SEALY TECHNOLOGY LLC

Address:

SEALY TECHNOLOGY LLC
ONE OFFICE PARKWAY
TRINITY, NC 27370
United States

Legal Entity Type: Limited Liability Company

State or Country Where Organized: North Carolina

GOODS AND/OR SERVICES

Latest Status Info

International Class: 020

Class Status: Active

Mattresses and box springs

Basis: 1(a)

First Use Date: 1998-10-00

First Use in Commerce Date: 1998-10-00

ADDITIONAL INFORMATION

Prior Registration Number(s):

677355

1189347

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2011-01-21 - First renewal 10 year

2011-01-21 - Section 8 (10-year) accepted/ Section 9 granted

2011-01-20 - Case Assigned To Post Registration Paralegal

2010-12-13 - TEAS Section 8 & 9 Received

2009-04-08 - Attorney Revoked And/Or Appointed

2009-04-08 - TEAS Revoke/Appoint Attorney Received

2006-08-16 - Section 8 (6-year) accepted & Section 15 acknowledged

2006-05-12 - Section 8 (6-year) and Section 15 Filed

2006-05-12 - TEAS Section 8 & 15 Received

2006-03-23 - Case File In TICRS

2003-10-28 - TEAS Change Of Correspondence Received

2003-07-08 - TEAS Change Of Correspondence Received

2000-06-13 - Registered - Principal Register

Latest Status Info

2000-03-21 - Published for opposition

2000-02-18 - Notice of publication

2000-01-14 - Approved for Pub - Principal Register (Initial exam)

2000-01-04 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Randel S. Springer

Correspondent

Randel S. Springer

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This page was generated by the TARR system on 2012-08-16 15:37:28 ET

Serial Number: 76241295 Assignment Information Trademark Document Retrieval

Registration Number: 2647002

Mark (words only): SEALY POSTUREPEDIC ADVANTAGE

Standard Character claim: No

Current Status: A Sections 8 and 15 combined declaration has been accepted and acknowledged.

Date of Status: 2008-12-17

Filing Date: 2001-04-16

Transformed into a National Application: No

Registration Date: 2002-11-05

Register: Principal

Law Office Assigned: LAW OFFICE 103

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 830 -Post Registration

Date In Location: 2008-12-17

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Sealy Technology LLC

Address:

Sealy Technology LLC
One Office Parkway
Trinity, NC 27370
United States

Legal Entity Type: Limited Liability Company

State or Country Where Organized: North Carolina

GOODS AND/OR SERVICES

Latest Status Info

International Class: 020

Class Status: Active

Mattresses and boxsprings

Basis: 1(a)

First Use Date: 2001-04-00

First Use in Commerce Date: 2001-04-00

ADDITIONAL INFORMATION

Prior Registration Number(s):

426168

619058

1733089

2271114

2272967

2272969

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2009-04-08 - Attorney Revoked And/Or Appointed

2009-04-08 - TEAS Revoke/Appoint Attorney Received

2008-12-17 - Section 8 (6-year) accepted & Section 15 acknowledged

2008-12-09 - Assigned To Paralegal

2008-12-04 - TEAS Section 8 & 15 Received

2008-04-02 - Case File In TICRS

2003-10-30 - TEAS Change Of Correspondence Received

2002-11-05 - Registered - Principal Register

2002-04-05 - Allowed for Registration - Principal Register (SOU accepted)

2002-04-03 - Statement Of Use Processing Complete

2002-03-18 - Use Amendment Filed

Latest Status Info

2002-01-22 - NOA Mailed - SOU Required From Applicant

2001-10-30 - Published for opposition

2001-10-10 - Notice of publication

2001-06-25 - Approved For Pub - Principal Register

2001-06-20 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Randel S. Springer

Correspondent

Randel S. Springer

Womble Carlyle Sandridge & Rice, PLLC

One West Fourth Street

Winston-Salem NC 27101

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Fax Number: (336) 726-6991

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2012-08-16 15:37:41 ET

Serial Number: 78718051 Assignment Information Trademark Document Retrieval

Registration Number: 3295118

Mark

POSTUREPEDIC

(words only): POSTUREPEDIC

Standard Character claim: Yes

Current Status: Registered. The registration date is used to determine when post-registration maintenance documents are due.

Date of Status: 2007-09-18

Filing Date: 2005-09-22

Filed as TEAS Plus Application: Yes

Currently TEAS Plus Application: Yes

Transformed into a National Application: No

Registration Date: 2007-09-18

Register: Principal

Law Office Assigned: LAW OFFICE 113

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 650 -Publication And Issue Section

Date In Location: 2007-08-16

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Sealy Technology LLC

Address:

Sealy Technology LLC
One Office Parkway
Trinity, NC 27370
United States

Legal Entity Type: Limited Liability Company

State or Country Where Organized: North Carolina

GOODS AND/OR SERVICES

International Class: 020

Class Status: Active

Bed frames

Basis: 1(a)

First Use Date: 2005-12-21

First Use in Commerce Date: 2005-12-21

ADDITIONAL INFORMATION

Prior Registration Number(s):

619058

2272969

2953347

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2007-09-18 - Registered - Principal Register

2007-08-16 - Law Office Registration Review Completed

2007-08-16 - Assigned To LIE

2007-07-02 - Allowed for Registration - Principal Register (SOU accepted)

2007-06-21 - Statement Of Use Processing Complete

Latest Status Info

2007-03-12 - Use Amendment Filed
2007-03-12 - TEAS Statement of Use Received
2007-03-05 - Extension 1 granted
2007-03-05 - Extension 1 filed
2007-03-05 - TEAS Extension Received
2006-09-05 - NOA Mailed - SOU Required From Applicant
2006-06-13 - Published for opposition
2006-05-24 - Notice of publication
2006-04-21 - Law Office Publication Review Completed
2006-04-18 - Assigned To LIE
2006-03-30 - Approved For Pub - Principal Register
2006-03-29 - Assigned To Examiner
2005-09-29 - New Application Entered In Tram

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Randel S. Springer

Correspondent

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